

Berke | Farah LLP
Attorneys at Law

Digitally signed
by Kathryn Ross
Date: 2018.09.26
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September 26, 2018

Jeff S. Jordan
Assistant General Counsel
Complaints Examination &
Legal Administration
Office of General Counsel
Federal Election Commission
1050 First Street, NE
Washington, DC 20436

Attn: Donna Rawls, Paralegal

Re: MUR 7440

Dear Mr. Jordan:

This letter is in response to your letter dated July 30, 2018 to Mr. Tony Souza, Treasurer (SIC), The New PAC, based on a complaint filed with the Federal Election Commission ("Commission") by the self-described "nonpartisan" Campaign Legal Center ("CLC"), a leftist partisan political organization. While your letter was dated July 30, 2018, it only came to my client's attention yesterday and I was consequently engaged as counsel. We therefore request that this response be considered by both your office and the Commission, and that upon review, this matter be dismissed.

The CLC complaint states that New PAC has paid Paramount Business Jets \$5,518 since March of 2018 for air transportation. CLC Complaint at 4. That statement is true. The CLC complaint then states that The New PAC violated 52 U.S.C. § 30114(c)(2) and 11 C.F.R. § 100.93(c)(2) by making an expenditure for travel on its behalf aboard non-commercial aircraft. CLC Complaint at 7. That statement is false. The aircraft utilized by Paramount Business Jets for the air transportation on behalf of The New PAC complies with all Commission regulations, as detailed by the document enclosed.

Please do not hesitate to contact me should you have any additional questions.

Very truly yours,

A handwritten signature in black ink, appearing to read "Elliot S. Berke". The signature is fluid and cursive, with the first name "Elliot" and last name "Berke" being more prominent than the middle initial "S".

Elliot S. Berke

Enclosure

100-444000-10

A001 . Issuance and Applicability

HQ Control: 05/09/2003

HQ Revision: 02c

a. These operations specifications are issued to TRIDENT AIRCRAFT, INC, whose principal base of operation is located at:

Primary Business Address:
9475 Jet Lane
Easton, Maryland 21601

Mailing Address:
9475 Jet Lane
Easton, Maryland 21601

The holder of these operations specifications is the holder of Air Carrier Certificate Number 1TBA867N and shall hereafter be referred to as the certificate holder. The certificate holder is authorized to conduct:

On Demand	operations in	Common carriage pursuant to Title 14 Code of Federal Regulations (CFR) Section	119.21(a)(5) - On-Demand	and provided, at all times, the certificate holder has appropriate written economic authority issued by the Department of Transportation.
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The certificate holder shall conduct these kinds of operations in accordance with the specific authorizations, limitations, and procedures in these operations specifications and all appropriate Parts of the CFR.

b. These operations specifications are effective as of the "Date Approval is effective" listed in each paragraph and shall remain in effect as long as the certificate holder continues to meet the requirements of Part 119 as specified for certification.

c. The certificate holder is authorized to use only the business name which appears on the certificate to conduct the operations described in subparagraph a.

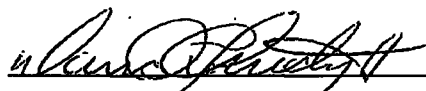
d. The certificate holder is authorized to conduct flights under 14 CFR Part 91 for crewmember training, maintenance tests, ferrying, re-positioning, and the carriage of company officials using the applicable authorizations in these operations specifications, without obtaining a Letter of Authorization, provided the flights are not conducted for compensation or hire and no charge of any kind is made for the conduct of the flights.

1. Issued by the Federal Aviation Administration.
2. These Operations Specifications are approved by direction of the Administrator.



Digitally signed by David B Garey, Principal Maintenance Inspector (EA07)
[1] EFFECTIVE DATE: 4/27/2016, [2] AMENDMENT #: 1
DATE: 2016.04.27 13:54:22 -05:00

3. I hereby accept and receive the Operations Specifications in this paragraph.



Midyette, David Charles, Agent for Service

11 MAY 16

Date



FEDERAL ELECTION COMMISSION
Washington, DC 20463

Statement of Designation of Counsel

Provide one form for each Respondent/Witness
Note: You May E-Mail Form to: CELA@fec.gov

CASE: MUR 7440

Name of Counsel: Elliot S Berke

Firm: Berke Faran LLP

Address: 1200 New Hampshire Ave NW, Ste 800
Washington, DC 20036

Telephone: (202) 517-0585 Fax: ()

The above named individual and/or firm is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

9/25/11
Date

[Signature]
Signature

Treas
Title

RESPONDENT: Tony Souza, Treasurer, The New PAC
(Committee Name/Company Name/Individual Named in Notification Letter)

MAILING ADDRESS:

PO Box 7480
Visalia, CA 93290

Telephone: (H): 202 517 0585 (W):

This form relates to a Federal Election Commission matter that is subject to the confidentiality provisions of 52 U.S.C. § 30109(a)(12)(A). This section prohibits making public any notification or investigation conducted by the Federal Election Commission without the express written consent of the person receiving the notification or the person with respect to whom the investigation is made.

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